

**REMARKS**

Claims 1-5, 8-17, 37-49, and 63-92 constitute the pending claims in the present application, prior to Amendment. Applicants cancel, without prejudice, claims 82-92. Applicants expressly reserve the right to prosecute claims of similar or differing scope in future applications, including applications that claim the benefit of priority to the instant application.

Applicants note with appreciation that the Examiner has indicated that claims 1-5, 8-17, 37-49, and 63-81 are in condition for allowance.

Applicants respectfully request reconsideration in view of the following remarks. Issues raised by the Examiner will be addressed below in the order they appear in the Office Action.

*35 U.S.C. § 102*

Claims 82-85, 87, 90, and 92 are rejected under 35 U.S.C. § 102(a) as allegedly anticipated by Kost (US 6,041,253; herein referred to as "the '253 patent"). Applicants traverse this rejection.

Applicants contend that the '253 patent fails to anticipate claims 82-85, 87, 90, and 92. Nevertheless, to expedite prosecution, Applicants have cancelled claims 82-85, 87, 90, and 92. Cancellation of claims 82-85, 87, 90, and 92 is not in acquiescence to the rejection. Applicants expressly reserve the right to prosecute claims of similar or differing scope in future applications, including applications that claim the benefit of priority to the instant application. Cancellation of claims 82-85, 87, 90, and 92 renders the rejection moot, and reconsideration and withdrawal of the rejection are requested.

*35 U.S.C. § 103*

Claims 86, 89, and 91 are rejected under 35 U.S.C. § 103(a) as allegedly unpatentable over the '253 patent in view of Duarte (U.S. Patent No. 6,273,864; herein referred to as "Duarte"). Applicants traverse this rejection.

Applicants contend that the combined teachings of the '253 patent and Duarte fail to undermine the patentability of claims 86, 89, and 91. Nevertheless, to expedite prosecution, Applicants have cancelled claims 86, 89, and 91. Cancellation of claims 86, 89, and 91 is not in acquiescence to the rejection. Applicants expressly reserve the right to prosecute claims of

similar or differing scope in future applications, including applications that claim the benefit of priority to the instant application. Cancellation of claims 86, 89, and 91 renders the rejection moot, and reconsideration and withdrawal of the rejection are requested.

Claim 88 is rejected under 35 U.S.C. § 103(a) as allegedly unpatentable over the '253 patent. Applicants traverse this rejection.

Applicants contend that the '253 patent fails to undermine the patentability of claim 88. Nevertheless, to expedite prosecution, Applicants have cancelled claim 88. Cancellation of claim 88 is not in acquiescence to the rejection. Applicants expressly reserve the right to prosecute claims of similar or differing scope in future applications, including applications that claim the benefit of priority to the instant application. Cancellation of claim 88 renders the rejection moot, and reconsideration and withdrawal of the rejection are requested.

#### *Related Applications*

Applicants have previously made of record the following co-pending, commonly owned applications: application serial number 10/409,272; application serial number 11/207,334; application serial number 11/232,801; application serial number 11/168,620; and application serial number 11/473,934. Applicants are awaiting a first substantive action in application serial numbers 11/232,801, 11/168,620, and 11/473,934. Substantive prosecution of application serial numbers 10/409,272 and 11/207,334 is ongoing. The most recent action in application serial number 10/409,272 is a non-final Office Action mailed January 11, 2008. The most recent action in application serial number 11/207,334 is a response mailed December 20, 2007 (responsive to a non-final Office Action mailed December 5, 2007).

#### *Supplemental Information Disclosure Statement*

Applicants filed a Supplemental Information Disclosure Statement dated January 25, 2008 to make of record art cited in co-pending application 10/409,272.

#### *Allowable Subject Matter*

Applicants note with appreciation that the Examiner has indicated that claims 1-5, 8-17, 37-49, and 63-81 are allowed. Accordingly, in view of Applicants' cancellation of claims 82-92, this application is in condition for allowance.

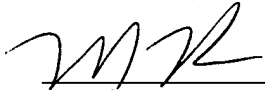
**CONCLUSION**

In view of the foregoing amendments and remarks, Applicants submit that the pending claims are in condition for allowance. Early and favorable reconsideration is respectfully solicited. The Examiner may address any questions raised by this submission to the undersigned at 617-951-7000.

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to **Deposit Account No. 18-1945**, from which the undersigned is authorized to draw, under **Order No. 103514-0011-103**.

Respectfully Submitted,

Date: February 4, 2008



---

Melissa S. Rones  
Registration No.: 54,408  
Ropes & Gray LLP  
One International Place  
Boston, MA 02110  
Phone: 617-951-7000  
Fax: 617-951-7050